

ORIGINAL



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**Armando Fimbres**

**T-20486A-11-0341**

**From:** Maria Abbagnaro [mabbagnaro@cordiacorp.com]  
**Sent:** Tuesday, September 20, 2011 11:39 AM  
**To:** Armando Fimbres  
**Subject:** Docket 11-0341  
**Attachments:** ~OT64BAI001F.PDF; 516418010 (2).pdf

Armando – attached is the requested affidavit. Please let me know if you need anything else or if you require me to send in the hard copy.

In addition, I authorize you to file the affidavit in the docket on behalf of My Tel Co, Inc. I also, authorize you to file the attached replacement Chapter 11 receipt.

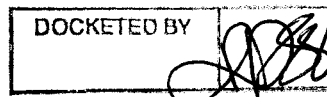
Thank you.

Maria A. Abbagnaro  
General Counsel  
Cordia Corporation  
2900 Westchester Avenue #103  
Purchase, NY 10577  
Tel: 914-881-1405  
Fax: 800-714-9950

Arizona Corporation Commission

**DOCKETED**

SEP 20 2011



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2011 SEP 20 P 1:41

AZ CORP COMMISSION  
DOCKET CONTROL

9/20/2011

STATE OF ARIZONA


BEFORE THE ARIZONA CORPORATION COMMISSION

In the Matter of the Application of My Tel Co, Inc. )  
For Approval to Cancel Certificate of Convenience ) DOCKET 11-0341  
And Necessity for Telecommunications Services )

AFFIDAVIT OF WESLY MINELLA

I, Wesly Minella, having been duly sworn make this affidavit based upon my person knowledge and state as follows:

- 1) I am Secretary of My Tel Co, Inc. ("MTC") and duly authorized to file this affidavit on MTC's behalf.
- 2) MTC filed for a voluntary petition under Chapter 11 of the US Bankruptcy Code on May 1, 2011 in the Middle District of Florida, Case 6:11-bk-06496.
- 3) On July 14, 2011, the bankruptcy court approved an Asset Purchase Agreement between Birch Communications Inc. ("Birch") and MTC that provides for the sale of certain assets and customers of MTC located in seven (7) of the ten (10) jurisdictions where MTC is licensed to operate as a wireline telecommunications service provider.
- 4) MTC was issued a certificate of convenience and necessity to provide facilities based local exchange telecommunications and resold long distance service on August 6, 2009, in docket T-20486A-06-0709.
- 5) MTC filed an application to cancel the local exchange portion of its license in December 2009.
- 6) MTC wishes to surrender the certification it currently holds for resold services because it will cease operation as a result of the transaction described in paragraph 3 of this affidavit on or about October 13, 2011.
- 7) MTC has never marketed or provided telecommunications services to end users in the State of Arizona pursuant to the authority granted to it in docket T-20486A-06-0709.

  
Wesly Minella, Secretary  
My Tel Co, Inc.

Subscribed and sworn to before  
me, a Notary Public, on the  
20<sup>th</sup> day of September, 2011

  
Maria A. Abbagnaro, Notary Public

MARIA A ABBAGNARO  
Notary Public, State of New York  
Registration #01AB6081978  
Qualified in Westchester County  
Commission Expires October 15, 2014

United States Bankruptcy Court  
Middle District of Florida

T-20486A-11-0341

**Notice of Bankruptcy Case Filing**

A bankruptcy case concerning the debtor(s) listed below was filed under Chapter 11 of the United States Bankruptcy Code, entered on 05/01/2011 at 3:07 PM and filed on 05/01/2011 at 3:07 PM.

My Tel Co, Inc.  
13275 W. Colonial Drive  
Winter Garden, FL 34787  
Tax ID / EIN: 04-3685042



The case was filed by the debtor's attorney:

**Scott L. Baena**  
Bilzin Sunberg Baena Price & Axelrod LLP

1450 Brickell Avenue  
Suite 2300  
Miami, FL 33131  
(305) 350-2403

The case was assigned case number 6:11-bk-06496-KSJ to Judge Karen S. Jennemann.

In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

If you would like to view the bankruptcy petition and other documents filed by the debtor, they are available at our *Internet* home page <https://ecf.fmb.uscourts.gov> or at the Clerk's Office, 135 West Central Boulevard Suite 950, Orlando, FL 32801.

You may be a creditor of the debtor. If so, you will receive an additional notice from the court setting forth important deadlines.

**Lee Ann Bennett**  
Clerk, U.S. Bankruptcy  
Court

**PACER Service Center**

Transaction Receipt			
05/02/2011 10:43:24			
PACER Login:	rb0120	Client Code:	35829
Description:	Notice of Filing	Search Criteria:	6:11-bk-06496-KSJ
Billable Pages:	1	Cost:	0.08